

# ARNOLD & PORTER LLP



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January 24, 2007

Mail Stop Appeal Brief  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Re: U.S. Application No. 10/665,029  
Filed: September 16, 2003  
Title: Lettuce Varieties Having Both Iceberg and Romaine  
Lettuce Characteristics and Methods of Making and Using  
Applicant: William WAYCOTT  
Atty. Docket: 20612.002/P30632US01

Sir:

The following documents are forwarded herewith for appropriate action by the U.S. Patent and Trademark Office (PTO):

1. an Amendment After Final;
2. a Terminal Disclaimer; and
3. a return postcard.

Please stamp the attached postcard with the filing date of these documents and return it to our courier.

Applicant requests that the following fee be charged to Deposit Account No. 50-2387 referencing docket number 20612.002:

\$ 130.00 terminal disclaimer fee

Applicant notes that a Petition for a two month extension of time was filed with an Appeal Brief on January 22, 2007, extending the period to February 19, 2007.

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In the event that extensions of time beyond those petitioned for herewith are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned. Applicant does not believe any fees, other than the terminal disclaimer fee (\$130.00), are due in conjunction with this filing. However, if any additional fees are required in the present application, including any fees for extensions of time, then the Commissioner is hereby authorized to charge such fees to Arnold & Porter LLP Deposit Account No. 50-2387 referencing matter number 20612.002. A duplicate copy of this letter is enclosed.

Respectfully submitted,



David R. Marsh (Reg. No. 41,408)  
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Enclosures